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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

WESTERN REGIONAL ADVOCACY PROJECT, a nonprofit organization, COALITION ON HOMELESSNESS, a nonprofit organization, CALVIN DAVIS, on behalf of himself and all other individuals similarly situated, and LAUREN ALDEN, on behalf of herself and all other individuals similarly situated.

**Plaintiffs.**

V.

MAYOR GAVIN NEWSOM, in his official capacity, BOARD OF SUPERVISORS OF SAN FRANCISCO COUNTY, in their official capacity, and CITY AND COUNTY OF SAN FRANCISCO,

### Defendants.

Case No.: CV 08 4087

**ORDER RE:**

**STIPULATION AND REQUEST TO  
VACATE PRETRIAL CALENDAR AND  
SET DATE FOR PRELIMINARY  
SETTLEMENT APPROVAL HEARING  
(PROPOSED ORDER FILED  
CONCURRENTLY HEREWITH)**

Judge: Hon. Maxine M. Chesney

Action Filed: August 27, 2008

Date set for trial: April 26, 2010

1 Pursuant to the Court's Standing Order No. 6 and Civil Local Rule 7-12, all parties to the  
 2 above-referenced action, by and through their counsel of record, stipulate and jointly request that  
 3 the Court vacate all dates listed in the Amended Pretrial Preparation Order filed on August 10,  
 4 2009. The basis for this request is that, as reflected in the August 24, 2009 minute order of  
 5 Magistrate Judge Laporte, the parties have reached a settlement in this case and are no longer  
 6 preparing for trial.

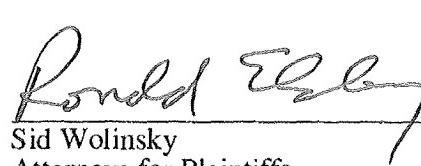
7 The parties are presently finalizing their settlement, which must be approved by the San  
 8 Francisco Board of Supervisors and the Mayor of San Francisco through legislation proceeding  
 9 through ordinary legislative channels. Because this legislative process is expected to take some  
 10 time, the parties jointly request that the Court set a date convenient to the Court's calendar on or  
 11 after January 31, 2010 for a hearing on preliminary approval of the settlement in this case,. In  
 12 the unlikely event that the settlement process should break down at this late stage, the date  
 13 chosen by the Court could serve instead as a Further Case Management Conference at which a  
 14 new pretrial preparation calendar may be established.

15 IT IS SO STIPULATED.

16 Respectfully submitted,

17 DATED: 10/27/09

DISABILITY RIGHTS ADVOCATES

19   
 20 Sid Wolinsky  
 21 Attorneys for Plaintiffs

22 DATED: 10/18/09

CITY ATTORNEY OF SAN FRANCISCO

23   
 24 Attorneys for Defendants

~~(Proposed) ORDER~~

Having considered the Stipulation and Request to Vacate Pretrial Calendar and Set Date for Preliminary Settlement Approval Hearing, and good cause appearing:

IT IS HEREBY ORDERED that all dates in the Amended Pretrial Preparation Order filed by this Court on August 10, 2009 are vacated. IT IS FURTHER ORDERED that the parties shall appear before this Court on February 5, 2010 at 9:00 a.m. for a Preliminary Settlement Approval Hearing, or, should the settlement process be discontinued for any reason, for a Further Case Management Conference.

DATED: November 3, 2009

*Maxine M. Chesney*  
MAXINE M. CHESNEY  
United States District Judge

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